

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

AL TERRA AMERICA INSURANCE CO., et al.,

Plaintiffs,

v.

NATIONAL FOOTBALL LEAGUE, et al.,

Defendants.

Index No. 652813/2012

Hon. Andrea Masley

Motion Sequence No.: 22

DISCOVER PROPERTY & CASUALTY
COMPANY, et al.,

Plaintiffs,

v.

NATIONAL FOOTBALL LEAGUE, et al.,

Defendants.

Index No. 652933/2012

Hon. Andrea Masley

Motion Sequence No.: 23

**REPLY AFFIRMATION IN
SUPPORT OF THE NON-PARTY
TEAMS' MOTION FOR A
PROTECTIVE ORDER AND TRO****SETH B. SCHAFLER**, of full age, hereby affirms as follows:

1. I am a partner of the law firm of Proskauer Rose LLP, counsel for the Non-Party Teams¹ in connection with the above-captioned insurance coverage actions. I am fully familiar with the facts set forth herein.
2. I respectfully submit this affirmation in support of the Non-Party Teams' motion for a protective order and TRO.

¹ Unless otherwise defined herein, all defined terms have the meanings ascribed to them in the Non-Partys' moving papers.

3. Attached as **Exhibit A** is a true and correct copy of the Motion to Dismiss or Stay Based on *Forum Non Conveniens* and the Memorandum of Points and Authorities, both dated September 14, 2012, filed by TIG Insurance Company, North River Insurance Company, and U.S. Fire Insurance Company in *National Football League and NFL Properties, LLC v. Fireman's Fund Insurance Company, TIG Insurance Company, et al.*, Case No. BC490342, in Superior Court of the State of California, County of Los Angeles.
4. Attached as **Exhibit B** is a true and correct copy of my letter, dated May 30, 2019, on behalf of the Non-Party Teams, to the Insurers' counsel at Kennedys CMK LLP.
5. Attached as **Exhibit C** is a true and correct copy of the Transcript of the April 29, 2019 hearing before the Honorable Andrea Masley in the above-captioned actions.

Dated: June 7, 2019

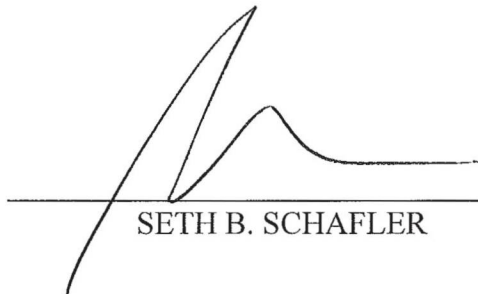


SETH B. SCHAFLER

CERTIFICATION OF COMPLIANCE WITH WORD LIMIT

I certify that this affirmation complies with the 7,000-word limit under Commercial Division Rule 17. This computer generated affirmation was prepared using Microsoft Word, and based on Microsoft Word's word count function, the total number of words in this Affirmation, exclusive of the caption and signature block, is 226.

Dated: June 7, 2019



SETH B. SCHAFLER